

REMARKS

Claims 1-17 are pending in the present application. By this amendment, Applicants have amended independent claims 1, 16, and 17, and have cancelled claim 8. Further, in view of the following remarks, Applicants submit that all of the pending claims are in condition for allowance.

In the Office Action, the Examiner rejected claims 1-17 under 35 U.S.C. § 101 as being directed towards non-statutory matter; rejected claims 1-17 based on double patenting in view of U.S. Patent No. 6,952,620; and rejected claims 1-17 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Application Publication No. 2003/0197762 (*Weitzman*). Applicants respectfully traverse these rejections and request allowance of claims 1-17.

I. Rejections under 35 U.S.C. § 101

The Examiner rejected claims 1-17 under 35 U.S.C. § 101 as being directed towards non-statutory matter. Independent claims 1, 16, and 17 have been amended to clarify the tangible nature of the claimed inventions. In light of these amendments, amended claims 1, 16, and 17 recite statutory matter. Since claims 2-7 and 9-15 depend from claim 1, claims 2-7 and 9-15 also recite statutory subject matter under 35 U.S.C. § 101.

Applicants respectfully request that the rejection of claims 1-17 under 35 U.S.C. § 101 be withdrawn.

II. Rejections based upon Double Patenting

In the Office Action, the Examiner rejected the claims based on nonstatutory double patenting grounds. Applicants have filed herewith a terminal disclaimer in compliance with 37 CFR 1.321(c). Applicants respectfully request the Examiner to withdraw the rejection based on nonstatutory double patenting grounds.

III. Rejections under 35 U.S.C. § 102

Claims 1-17 were rejected under 35 U.S.C. § 102(e) as being anticipated by *Weitzman*. Applicants respectfully traverse these rejections.

In order to support a rejection under 35 U.S.C. § 102(e), each and every element as set forth in the claims must be found, either expressly or inherently described, in a single prior art reference. M.P.E.P. § 2131. *Weitzman* fails to teach each and every element recited in independent claims 1, 16, and 17, and claims dependent therefrom.

Independent claim 1 recites a combination including, *inter alia*, “the access method is part of an application programming interface (API) for accessing the instance of the first data structure.” *Weitzman* fails to disclose at least this claim element.

Independent claim 16 recites a combination including, *inter alia*, “the design-time data structure including a structure element that is bound to the UI element.” *Weitzman* fails to disclose at least this claim element.

Independent claim 17 recites a combination including, *inter alia*, “in response to the query, receiving from the computer system at least one data instance that is used to

fill the at least one element of the node collection." *Weitzman* fails to disclose at least this claim element.

Since *Weitzman* fails to teach each and every element of independent claims 1, 16, and 17, the rejection of claims 1, 16, and 17 under 35 U.S.C. § 102(e) is improper and must be withdrawn.

Since independent claims 1, 16, and 17 are allowable, based on at least the above reasons, the claims that depend on claims 1, 16, and 17 are likewise allowable. Thus, for at least this reason, dependent claims 2-7 and 9-15 are allowable over *Weitzman*. Applicants therefore respectfully request that the rejection under 35 U.S.C. § 102(e) be withdrawn and that claims 1-7 and 9-17 be allowed in the next official communication from the Office.

CONCLUSION

In view of the foregoing amendments and remarks, Applicant respectfully requests reconsideration and reexamination of this application and the timely allowance of the pending claims.

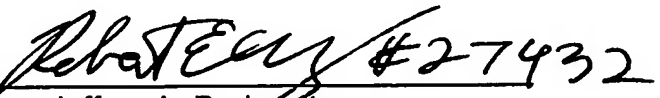
Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

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By:


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